

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Prohibition & Excise – Distilleries – M/s Kamal Wineries, Nandigama, Mahaboobnagar District and M/s R.K Distilleries, Yellampet, Ranga Reddy District – Fine levied for certain brands not conforming to specifications prescribed - refunded – Orders – Issued

REVENUE(EXCISE.III) DEPARTMENT

G.O.Rt.No. 1700

Dated:04-12-2012.

Read the following:-

1. G.O.Rt.No.139, Revenue (Excise.III) Dept., Dt:27-01-2004.
2. Orders of Hon'ble High Court in W.P No. 8713 of 2004 & W.P No.6496 of 2004 filed by M/s R.K Distilleries, Yellampet, Ranga Reddy District and M/s Kamal Wineries, Nandigama, Mahaboobnagar District

ORDER:

In the G.O 1st read above, Government have permitted the Commissioner of Prohibition and Excise, A.P Hyderabad to levy a fine of Rs. 30.00 Lakhs (Rupees thirty lakhs only) on M/s R.K Distilleries as the strength of Ethyl Alcohol in the IMFL samples collected ranged from 27.5 % V/v to 39.6 % V/v and Rs. 25.00 Lakhs (Rupees twenty five lakhs only) on M/s Kamal Wineries as the strength of Ethyl Alcohol in IMFL samples ranged from 34.4 % V/v to 41.35 % V/v when the prescribed strength of Ethyl Alcohol should be 42.8 % V/v

2. The Hon'ble High Court, in the reference 2nd read above, while disposing of the Writ Petitions, set aside the orders issued in the reference 1st read above and remitted the cases to the second respondent i.e (Commissioner of Prohibition and Excise, A.P Hyderabad) for fresh disposal. It was also ordered that while considering the representations of the petitioners, the second respondent should also consider either adjusting or refunding the licence fee and lable fee, paid by the petitioners.

3. Government, after careful consideration of the matter, keeping in view the Hon'ble High Court orders issued vide reference 2nd read above hereby direct the Commissioner of Prohibition and Excise, A.P Hyderabad to refund the fine amount of Rs. 30.00 Lakhs (Rupees thirty lakhs only) to M/s R.K Distilleries and Rs. 25.00 Lakhs (Rupees twenty five lakhs only) to M/s Kamal Wineries if already collected as per the orders issued in the G.O 1st read above.

4. The Commissioner of Prohibition & Excise, A.P Hyderabad shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ASUTOSH MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Commissioner of Prohibition & Excise,
A.P Hyderabad.
Stock File /Spare Copy.

//FORWARDED ::BY ORDER//

SECTION OFFICER